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1603 Orrington Avenue/Suite 2000
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Telephone 847 - 905 - 7111
Facsimile 847 - 905 - 7113

**CONFIDENTIAL ATTORNEY-CLIENT
PRIVILEGED COMMUNICATION**

Date: JUNE 3, 2004

To: EXAMINER YOLANDA L. WILSON
U.S. PATENT AND TRADEMARK OFFICE

Fax #: (703) 746-7238

From: FRANK C. NICHOLAS
Phone #: (847) 424-2521

Client/Matter No.: AUS920010131US1 (9000/30)

of Pages: 14
(including cover sheet)

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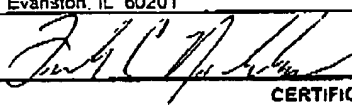
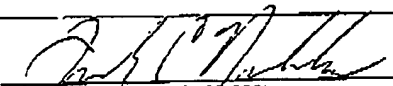
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| | | |
|---|----------------------|----------------------------|
| <h1 style="text-align: center;">TRANSMITTAL FORM</h1> <p style="text-align: center;">(to be used for all correspondence after initial filing)</p> | Attorney Docket No | AUS920010131u\$1 (9000/30) |
| | Application Number | 09/886,192 |
| | Filing Date | JUNE 21, 2001 |
| | First Named Inventor | PATRICK J. BOHRER |
| | Group Art Unit | 2113 |
| | Examiner | WILSON, YOLANDA L. |

| ENCLOSURES (check all that apply) | | |
|---|---|---|
| <input checked="" type="checkbox"/> Response to Office Action Dated April 22, 2004 <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Status Letter <input type="checkbox"/> Petition for Extension of Time Request (dup) <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Supplemental Information Disclosure Statement, PTO-1449, an <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application | <input type="checkbox"/> Assignment Papers <input type="checkbox"/> Drawings <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> To Convert a Provisional Application <input type="checkbox"/> Applicant Initiated Interview Request Form <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Express Abandonment Under 37 CFR 1.138 <input type="checkbox"/> Request of Refund | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Post Card Receipt <input type="checkbox"/> Additional Enclosure(s) (please identify below) <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> |
| <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. <u>09-0447</u> (IBM Corporation). A duplicate copy of this sheet is enclosed. | | |
| <input checked="" type="checkbox"/> I hereby petition under 37 CFR § 1.138(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. <u>09-0447</u> (IBM Corporation). A duplicate copy of this sheet is enclosed. | | |

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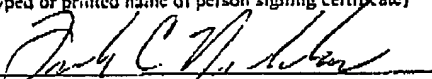
| | | | | Small Entity | | Large Entity | |
|---|------------------------|---------------------------------|---------------|-----------------|-----------|-----------------|-----------|
| | Claims After Amendment | Highest No. Previously Paid For | Present Extra | Rate | Add'l Fee | Rate | Add'l Fee |
| Total | Minus | | 0 | x \$9= | 0 | x \$18= | |
| Indep. | Minus | | 0 | x \$43= | 0 | x \$86= | |
| First Presentation of Multiple Dep. Claim | | | | + \$145= | --- | + \$290= | |
| | | | | total add'l fee | \$ 0 | total add'l fee | \$ 0 |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | | | |
|--|---|------|--------------|
| Firm or Individual name | FRANK C. NICHOLAS Registration No. 33,983 CARDINAL LAW GROUP 1603 Orrington Avenue, Suite 2000 Evanston, IL 60201 | | |
| Signature |  | Date | June 3, 2004 |
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PATENT
Case No.: AUS920010131US1
(9000/30)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|-----------------------------------|---|------------------------|
| In re patent application of: |) | |
| |) | |
| PATRICK J. BOHRER, ET AL. |) | Examiner: Y. L. Wilson |
| |) | |
| Serial No.: 09/886,192 |) | Group Art Unit: 2113 |
| |) | |
| Filed: JUNE 21, 2001 |) | |
| |) | |
| Title: DATA STORAGE ON A COMPUTER |) | |
| DISK ARRAY |) | |

RESPONSE TO OFFICE ACTION DATED APRIL 22, 2004

Commissioner for Patents
P O. Box 1450
Alexandria, VA 22202-1450

To Whom It May Concern:

In response to an Office Action dated April 22, 2004, please amend the above-identified application as follows: